

**APRIL 24, 2007
SPECIAL COUNCIL MEETING
PARMA CITY COUNCIL CHAMBERS
7:00 P.M.**

The Special Council Meeting was called to order by President of Council Charles M. Germana presiding:

COUNCIL MEMBERS PRESENT:

SEAN P. BRENNAN
NICHOLAS J. CELEBREZZE
BRIAN DAY
MARY GALINAS
LARRY NAPOLI
KENNETH A. RAMSER
THOMAS J. REGAS
SCOTT M. TUMA

COUNCIL MEMBERS ABSENT:

ROY J. JECH

Mrs. Swade – Mr. President, the Roll of Council has been called, and I find a quorum of Council members present.

The following officials and department heads were also present: Mayor Dean E. DePiero, Chief Assistant Law Director Deanna O'Donnell, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Safety Director Gregory Baeppler, Mayor's Administrative Assistant Meghann McCall, and Deputy Clerk I Elaine Swade.

NOTICE OF SPECIAL MEETING OF COUNCIL

**THE STATE OF OHIO)
CUYAHOGA COUNTY)
CITY OF PARMA)**

ss. To Chief of Police Daniel Hoffman

Greetings

WHEREAS, it appears that the public business of this City requires that the Council meet in *Special* session to consider such business as may come before it, and,

WHEREAS, I have convened and do hereby convene said City Council to meet in *Special* Session on the 23rd day of April A.D. 2007, immediately following Special Planning Committee Meeting which begins at 6:45 o'clock P.M., Eastern Daylight Savings Time, at the Council Chamber in said City, to consider such matters as may come before it as fully and completely as might be done in regular session of Council:

PENDING OUTCOME OF SPECIAL PLANNING COMMITTEE MEETING:

Variances:

Kelly Pollock, 4300 Walter Avenue, Parma, Ohio, for a lot split of PPN 444-02-005

Mr. and Mrs. James Wroblewski, 7404 Dartworth Drive, Parma, Ohio, - accessory building/garage – PPN 449-05-1122.

Suspension of the Rules:

Resolution No. 114-07 – A Resolution in support of "National Day of Prayer" on May 3, 2007, and declaring an emergency.

You are therefore commanded to summon Mayor Dean E. DePiero, Law Director Timothy Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, President of Council Charles M. Germana, Sean P. Brennan, Nicholas J. Celebrezze, Brian Day, Mary Galinas, Roy J. Jech, Larry Napoli, Kenneth A. Ramser, Thomas J. Regas, Scott M. Tuma Council members and Thomas Mastroianni Clerk of said Council, to meet in *Special* session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

In testimony whereof, I have hereunto set my hand and caused the Corporate seal of said City to be hereunto affixed, this 20th day of April A.D. 2007

/s/ Charles M. Germana
Council, City of Parma Charles M. Germana President of Council

ROLL CALL

Kenneth A. Ramser
Thomas J. Regas
Scott M. Tuma
Sean P. Brennan
Nicholas J. Celebrezze
Brian Day
Mary Galinas
Roy J. Jech
Larry Napoli

**CERTIFICATE OF SERVICE
NOTICE OF SPECIAL MEETING OF COUNCIL**

I, Daniel A. Hoffman, Chief of Police of the City of Parma, Ohio, do hereby certify that on April 20, 2007, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice either personally or by leaving a copy of such notice, and the last of the persons named on the notices was served at his usual place of residence with the notice on April 20, 2007, at 8:45 o'clock P.M., which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed _____ /s Daniel A. Hoffman_____,
Chief of Police,
City of Parma, Ohio.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Motion made by Councilman Brennan, seconded by Councilman Day, to dispense with the regular order of business and to waive the Rules of Council at this time, in order to hold this Special Council Meeting. Motion carried.

LEGISLATIVE COMMENT

Mr. Germana – Asked if there was anyone from the public who would like to comment on legislation that Council will be taking final action on this evening. No one wished to comment.

VARIANCES

Councilman Celebrezze – Stated, Mr. President, the Planning Committee of Council met this evening to consider the Proposal to Vary for the applicant Kelly Pollock, 4300 Walter Avenue, Parma, Ohio, 44134. The proposal is for a lot split of PPN 444-02-005 – Parcel A and Parcel B. Each parcel will have one of the two existing dwellings at 4300 – 4302 Walter Avenue.

The first request is for an “Area” Variance of Section 1187.01(a) – AREA REGULATIONS – AREA DISTRICT REGULATIONS. Minimum lot size of Single-Family B1 without sanitary is 15,000 square feet and 75’ x 200’. The proposed lot size of Parcel A is 11,747 square feet and 50’ x 150’. The proposed lot size of Parcel B is 9,754 square feet and 120’ x 98’. This Variance would result in 3,353 less square feet and 25’ less width and 50’ less depth for Parcel A. For Parcel B, the Variance would result in 5,246 less square feet and 102’ less depth.

The second request is for an “Area” Variance of Section 1191.01 – REAR YARDS – RESIDENCE DISTRICTS. In a residence district, Code requires that every main building shall have a rear yard the depth of which shall be not less than 15% of the depth of the lot, not less than 10’. Parcel A is required to provide a 23’ rear yard. The proposal for Parcel A is a 5.6’ rear yard. This Variance would result in a 17.4’ less for rear yard depth for Parcel A than Code requires. The lot split must be recorded in the County Recorder’s records once the sanitary easement is going to be placed.

Motion made by Councilman Celebrezze, seconded by Councilwoman Galinas, to grant these Variances to Kelly Pollock as recommended by the Parma Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

Councilman Celebrezze – Stated, Mr. President, the Planning Committee of Council met this evening to consider the Proposal to Vary for the applicants Mr. and Mrs. James Wroblewski, 7404 Dartworth Drive, Parma, Ohio 44129, PPN 449-05-122.

The request is for an “Area” Variance of Section 1185.05(d) – HEIGHT REGULATIONS – HEIGHT DISTRICT EXCEPTIONS. The proposal is to build a new garage higher in height than Code allows. Required by Code in residential districts, an accessory building shall not exceed 15’ in height at the highest point of the roof, nor more than 1 story. The proposed height of the accessory building/garage is 16’3” with loft. This Variance would result in 1’3” more for height of the accessory building/garage with loft area than Code allows.

Motion made by Councilman Celebrezze, seconded by Councilwoman Galinas, to grant this Variance to Mr. and Mrs. James Wroblewski as recommended by the Parma Board of Zoning Appeals and the Planning Committee of Council. Motion carried.

SUSPENSION OF THE RULES:

RESOLUTION NO. 114-07 4/23/07 L-114-07
(Special Meeting)

BY: **M. GALINAS**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION IN SUPPORT OF “NATIONAL DAY
OF PRAYER” ON MAY 3, 2007, AND DECLARING
AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 114-07 on three different days be dispensed with?

Yes: Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Napoli.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 114-07 be placed on final passage?

Yes: Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas, Napoli.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 114-07.

Yes: Ramser, Regas, Tuma, Brennan, Celebrezze, Day, *Galinas, Napoli.

No: None; Resolution No. 114-07 is adopted.

*Galinas – Every year the City of Parma does recognize this National Day of Prayer. The Mayor and the Administration and Council participate. Especially this year, after Virginia Tech, she thinks it is wonderful that we back this up in Resolution form. Thanked everyone for putting their name on it.

REPORT ON ABSENT MEMBERS

Motion made by Councilman Brennan, seconded by Councilman Day, to excuse Councilman Roy J. Jech and Service Director Brian Higgins. Motion carried.

ADJOURNMENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adjourn said Special Council Meeting. Motion carried.

CERTIFICATION

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be a true and correct copy of the Minutes of the Special Council Meeting held on Monday, April 23, 2007.

THOMAS MASTROIANNI
CLERK OF COUNCIL

CHARLES M. GERMANA
PRESIDENT OF COUNCIL

Meeting adjourned at 7:10 P.M.

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(Minutes completed April 27, 2007)